

ORDINANCE NO. _____

AN ORDINANCE ANNEXING CERTAIN TERRITORY TO THE CITY OF MUNCIE,
DELAWARE COUNTY, INDIANA

WHEREAS, the Common Council of the City of Muncie, Indiana has established a policy for the annexation of real estate into the corporate limits of the City of Muncie, pursuant to Resolution No. 25-95, adopted September 11, 1995; and,

WHEREAS, the Common Council of the City of Muncie, Indiana finds that, pursuant to the report entitled Annexation Fiscal Plan – Riverbend Commons, the real estate described herein is at least one-quarter (25%) contiguous to the existing corporate limits of the City of Muncie and such real estate is at least sixty percent (60%) subdivided and has a population density greater than three (3) persons per acre, pursuant to I.C. 36-4-3-13(b); and,

WHEREAS, the Common Council of the City of Muncie, Indiana finds that the Annexation Fiscal Plan, referenced herein, prepared and adopted in conjunction with this ordinance for the subject real estate identified herein, provides the City of Muncie with a plan and cost estimates for the provision within one year of non-capital municipal services to the subject real estate that will be equivalent in standard and scope to those services currently provided to areas within the corporate boundaries regardless of similar topography, patterns of land use, and population density to that of the subject real estate, and the provision within three years of capital improvement services to said real estate, if and as indicated, in the same manner as they are provided to said areas within the corporate boundaries, pursuant to I.C. 36-4-3-13(d).

**NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL
OF THE CITY OF MUNCIE, INDIANA THAT:**

Section 1.

The following described real estate is hereby annexed to the City of Muncie, Indiana and shall become part of the municipal corporation of Muncie, Indiana on the effective date hereof:

A part of the East Half of the Northeast Quarter of Section 13, Township 20 North, Range 9 East, Delaware County, Indiana, described as follows:

Beginning at the point of intersection of the center line of River Road with the east line of said section, said point being on the corporate boundary of the City of Muncie; thence Westerly 904.1 feet (distance deduced from Deed Record 2003, Page 6484) along said center line to the southwest corner of a 7.322-acre tract of land described in Deed Record 2003, Page 6484, said corner being on the corporate boundary to the City of Muncie; thence North 799.7 feet (distance taken from Deed Record 2003, Page 6484) along the west line of said 7.322-acre tract and said corporate boundary to a point 1324.0 feet

South of the north line of said half-quarter section, said point being the southwest corner of a 16.788-acre tract of land described in Deed Record 354, Page 310 and also the northwest corner of Riverbend Commons, a subdivision of real estate in Mt. Pleasant Township, Delaware County, Indiana, the plat of which is recorded in Plat Book 15, Page 64 in the Office of the Recorder, Delaware County, Indiana; thence East 419.65 feet (distance taken from Plat Book 15, Page 64) along the north line of said subdivision and said corporate boundary to a corner of said subdivision; thence Southeasterly 536.98 feet (distance taken from Plat Book 15, Page 64) along the northeastern line of said subdivision and along said corporate boundary to the east line of said section; thence South 605 feet, plus or minus, along said east line and along said corporate boundary to the point of beginning, and containing 16 acres, more or less.

Section 2.

The real estate described herein shall be assigned to Councilmanic District 2.

Section 3.

The City Clerk shall be and is hereby directed to publish this ordinance immediately after its passage pursuant to I.C. 5-3-1.

Section 4.

Any and all funds to be derived pursuant to IS 36-4-3-8(c) shall be impounded per the statute and expended as provided therein.

Section 5.

This ordinance shall be in full force and effect ninety (90) days after its final publication as provided in Section 3 of this Ordinance.

ADOPTED by the Common Council of the City of Muncie, Indiana this ____ day of _____, 2007.

	Yeas	Nays	Abstained	Absent
Mary Jo Barton	_____	_____	_____	_____
Jack Isenbarger	_____	_____	_____	_____
Charles Leonard	_____	_____	_____	_____
Robert S. Marshall	_____	_____	_____	_____
Monte M. Murphy	_____	_____	_____	_____
Alison Quirk	_____	_____	_____	_____
William Shroyer	_____	_____	_____	_____
David A. Taylor	_____	_____	_____	_____
Bruce Wiemer	_____	_____	_____	_____

President, City Council, City of Muncie

Presented by me to the Mayor for his approval, this ____ day of _____, 2007.

Phyllis Reagon, City Clerk

The above Ordinance is approved by me this ____ day of _____, 2007.

Dan Canan, Mayor

ATTEST:

Phyllis Reagon, City Clerk

This Ordinance is proposed by Council Member _____

And is approved in form by the Corporate Counsel _____.